

September 12, 2002

ENERGY & ENVIRONMENT
COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT EXCEPT LEGISLATOR CHASE.

1. RESOLVED, that the following items are hereby received and filed.

a. Item Page -2002 (Comm. 12M-3)
TOWN OF CHEEKTOWAGA: Letter to Legislator Dusza Re: Resolution Requesting
DPW to Apply for CMAQ Funding.
(4-0) Legislator Chase absent.

b. Item Page -2002 (Comm. 16D-3)
DEP: SEQR – Solicitation for Lead Agency Status – Unlisted Action.
(4-0) Legislator Chase absent.

c. Item Page -2002 (Comm. 16E-53)
COUNTY EXECUTIVE: ECSD No. 1 – Engineering Services Agreements.
(4-0) Legislator Chase absent.

d. Item Page -2002 (Comm. 16E-55)
COUNTY EXECUTIVE: Semi-Annual Attendance Records for Boards of Managers –
ECSDs.
(4-0) Legislator Chase absent.

e. Item Page -2002 (Comm. 16E-57)
COUNTY EXECUTIVE: ECSD Nos. 1-6 – Section 270/271 Resolutions.
(4-0) Legislator Chase absent.

2. Item Page -2002 (Comm. 16E-52)
COUNTY EXECUTIVE

WHEREAS, the United States Surgeon General has identified radon gas to be the second
leading cause of lung cancer in the United States; and

WHEREAS, the U. S. Environmental Protection Agency (EPA) has identified Erie County as
high risk for radon potential; and

WHEREAS, Erie County has successfully established and operated a Radon/Indoor Air
Quality Program since 1993 and has acquired valuable experience and expertise; and

WHEREAS, the New York State Department of Health (NYSDOH) has provided funding for
the Erie County Radon/Indoor Air Quality Program since 1993; and

WHEREAS, Erie County received notification from the NYSDOH on October 3, 2000, of the County's eligibility to receive \$48,500 in grant funding through the State Indoor Radon Grant Program (SIRG 10); and

WHEREAS, the County Executive received authorization through a resolution (Comm. 21E-27) passed on November 2, 2000, to accept the \$48,500 in grant funding from the NYSDOH for implementation of the Erie County/Western New York Comprehensive Radon Risk Reduction Program; and

WHEREAS, the position of Senior Environmental Education Specialist (JG-11 RPT) was created in the Erie County Department of Environment and Planning (ECDEP) and funded from the established budget for the Erie County/Western New York Comprehensive Radon Risk Reduction Program; and

WHEREAS, subsequent changes by the State in the effective dates of the grant period caused a gap in State funding; and

WHEREAS, in order to fill this funding gap and to maintain continuity in its State Indoor Radon Grant Program, it is necessary for the County to provide additional resources.

NOW, THEREFORE BE IT

RESOLVED, that the budget of the SIRG 10 Grant (SFG #563) is hereby increased as follows:

<u>Account</u>	<u>Description</u>	
800	Personal Services	\$20,343
805	Fringe Benefits	4,484
826	Other Expenses	<u>670</u>
Total		\$25,497

and be it further

RESOLVED, that the source of funds for this increase shall be a transfer in the amount of \$25,497 from Regionalism/Economic Development Fund (DAC 110 9043038301299) to Account 886, Interfund Subsidies, in the budget of the Department of Environment and Planning, and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget, Management and Finance; Laurence K. Rubin, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the County Comptroller; and the County Attorney. (4-0) Legislator Chase absent.

3. Item Page -2002 (Comm. 16E-56)

COUNTY EXECUTIVE

WHEREAS, Article 5-A, Sections 270 and 271 of County Law requires your Honorable Body to hold a Public Hearing on the Sewer District Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5 and 6; and

WHEREAS, Notice of said Public Hearing shall be published at least once in the official County newspapers and at least five (5) days prior to holding the Public Hearing.

NOW, THEREFORE, BE IT

RESOLVED, that the Sewer District assessment rolls be open for public inspection after October 1, 2002 in the offices of the Division of Sewerage Management, 95 Franklin Street, Buffalo, New York 14202; and be it further

RESOLVED, that a Public Hearing be held in the Chambers of the Erie County Legislature, 92 Franklin Street, 2nd Floor, Part 6, Buffalo, NY, at 1:30 p.m., local time, on November 7, 2002, for the purpose of meeting to hear and consider any objections which may be made to the 2003 Sewer District Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5 and 6; and be it further

RESOLVED, that the Clerk of the Legislature be directed to have published in the official County Newspapers, and the Buffalo News, a Notice of Public Hearing no later than the week of October 6, 2002; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, Nancy A. Naples, County Comptroller, and Gregory Dudek Assistant County Attorney. (4-0) Legislator Chase absent.

JOHN W. GREENAN
CHAIRMAN